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United States of America

8 IN THE UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,

11 CASE NO. 2:20-CR-00050-KJM

12 Plaintiff,

13 v.
14 STIPULATION REGARDING TEMPORARY
RELEASE; FINDINGS AND ORDER

15 ALFRED VILLASENOR,

16 Defendant.

17 **STIPULATION**

18 Plaintiff United States of America, by and through its counsel of record, and defendant, by and
19 through defendant's counsel of record, hereby stipulate as follows:

- 20 1. The defendant, who is a medical doctor, is facing a separate, administrative law hearing
before the Medical Board of California.
- 21 2. On February 8, 2021, the parties represented to the Court that they had jointly agreed to an 8-
hour temporary release of the defendant so that he may meet with Mr. Jonathan Turner, an
22 administrative law attorney representing him in his administrative law case. Mr. Turner's
23 law office is located at 1007 7th Street, Suite 304, Sacramento, CA 95814, which is only two
24 blocks from the jail.
- 25 3. During this hearing, the Court indicated it would grant further temporary releases requests
made by the defendant to enable the defendant to attend upcoming administrative hearings in

- 1 his case before the Medical Board.¹
- 2 4. Pursuant to a joint stipulation and proposed order submitted by the parties, the defendant met
3 with Mr. Turner at his law office on February 23, 2021. ECF Nos. 79 & 80.
- 4 5. The next hearing in the defendant's administrative case is scheduled for April 16, 2021 from
5 1:30 p.m. to 5 p.m. Mr. Turner will participate in this hearing remotely from his law office.
6 Mr. Turner has requested that the defendant be allowed to return to his office so that the two
7 may continue to prepare for and participate in this hearing.
- 8 6. The parties agree and stipulate, and request that the Court find the following:
- 9 a. The defendant is to be temporarily released to the custody of a defense investigator
10 for the Federal Defenders of the Eastern District of California so that he may meet
11 with Mr. Turner in Mr. Turner's law office.
- 12 b. The defendant shall be released into the custody of the defense investigator, who will
13 be waiting for him outside the jail, at 10:30 a.m. on April 16, 2021 and shall return to
14 the Sacramento County Jail no later than 5:30 p.m. the same day.
- 15 c. The defense investigator will escort the defendant directly to and from Mr. Turner's
16 office, with no stops along the way.
- 17 d. While on release, the defendant will remain in the care, custody and control, and
18 within eyesight, of the defense investigator. The only exceptions to the "within
19 eyesight" requirement are 1) that the defense investigator may remain outside Mr.
20 Turner's internal office during the defendant's meeting with Mr. Turner, and 2) when
21 the defendant is in the restroom.
- 22 e. The defendant will abide by all laws, and will not consume any alcohol or controlled
23 substance, prescribed or not, during the period of his temporary release.
- 24 f. Except from the defendant's criminal defense attorney, Assistant Federal Defender
25 Noa Oren, Ms. Oren's staff, Mr. Turner, Mr. Turner's staff, and any witness called by

27 1 The United States maintains that the facts here do not amount to a compelling reason justifying
28 temporary release under 18 U.S.C. § 3142(i). Rather, it is agreeing to further temporary releases given
the specific facts, circumstances, and posture of this unique case, as well as the Court's indication of its
tentative rulings on future release requests by the defense.

1 Mr. Turner, the defendant shall not meet with any other people during his temporary
2 release.

3 g. All involved parties shall abide by the Center for Disease Control and Prevention's
4 recommended COVID-19 precautions, including social distancing and the use of face
5 masks.

6
7 Dated: March 18, 2021

PHILLIP A. TALBERT
Acting United States Attorney

8
9 Dated: March 18, 2021

By: /s/ ADRIAN T. KINSELLA
ADRIAN T. KINSELLA
Assistant United States Attorney

10
11 Dated: March 18, 2021

12 By: /s/ NOA OREN
NOA OREN
Assistant Federal Defender
Counsel for Defendant
ALFRED VILLASENOR

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17 **FINDINGS AND ORDER**

18 IT IS SO FOUND AND ORDERED this 23rd day of March, 2021.

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21 CHIEF UNITED STATES DISTRICT JUDGE
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